



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Landsman, Robert S.
)	
Kevin P. BAKER, et al.)	Art Unit: 1647
)	
Application Serial No. 10/006,172)	Confirmation No: 1455
)	
Filed: December 6, 2001)	Attorney's Docket No. 39780-2830 P1C11
)	
For: SECRETED AND)	Customer No. 35489
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Date Mailed: OCTOBER 6, 2004

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage
-- OR --
- ☐ (3) It is being filed before the mail date of the first Office Action on the merits

-- OR --

☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☒ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; or

☒ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and


B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and

C. a fee of \$180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of **\$180.00** and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. **08-1641 (Attorney's Docket No. 39780-2830 P1C11).**

Respectfully submitted,

Dated: October 6, 2004

By: 
Anna L. Barry, Ph.D. (Reg. No. 51,436)

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INFORMATION DISCLOSURE STATEMENT PTO-1449			ATTY. DOCKET NO.: 39780-2830 P1C11			SERIAL NO.: 10/006,172	
			APPLICANT : Kevin P. BAKER, et al.				
			FILING DATE: December 6, 2001			GROUP: 1647	
U.S. PATENT DOCUMENTS							
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE	
FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	Dayhoff, Accession No.: P_AAB87567, WO 200116318-A2, Pub Date: March 8, 2001, Eaton, D.L., et al.						
	Dayhoff, Accession No.: P_AAY99385, WO 200012708-A2, Pub Date: March 9, 2000, Baker, K., et al.						
	Dayhoff, Accession No.: P_AAB25615, WO 200029435-A1, Pub Date: May 25, 2000, Ni, J., et al.						
	Dayhoff, Accession No.: P_AAB25591, WO 200029435-A1, Pub Date: May 25, 2000, Ni, J., et al.						
	GenBank, Accession No.: P_AAF92099, WO 200116318-A2, Pub Date: March 8, 2001, Eaton, D.L., et al.						
	GenBank, Accession No.: P_AAA37067, WO 200012708-A2, Pub Date: March 9, 2000, Baker, K., et al.						
	GenBank, Accession No.: AX092352, WO 0116318-A, Pub Date: March 8, 2001, Eaton, D.L., et al.						
EXAMINER			DATE CONSIDERED				

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.